

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Christopher Piper,

Civil No. 06-3802 (PAM/RLE)

Plaintiff,

v.

**ORDER**

Michael J. Astrue,  
Commissioner of Social Security,

Defendant.

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This matter is before the Court on the Report and Recommendation (“R&R”) of Chief United States Magistrate Judge Raymond L. Erickson dated July 15, 2008. The R&R recommended that this Court grant Plaintiff’s Motion for Summary Judgment and deny Defendant’s Motion for Summary Judgment.

The Government has declined to file objections to the R&R. The Court therefore **ADOPTS** the R&R (Docket No. 28).

Accordingly, **IT IS HEREBY ORDERED** that:

1. Defendant’s Motion for Summary Judgment (Docket No. 25) is **DENIED**;
2. Plaintiff’s Motion for Summary Judgment (Docket No. 18) is **DENIED**; and

3. This matter is remanded to the Commissioner for further proceedings in accordance with the R&R, pursuant to the fourth sentence of 42 U.S.C. § 405(g).

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: August 7, 2008

*s/Paul A. Magnuson* \_\_\_\_\_

Paul A. Magnuson  
United States District Court Judge